

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Jason Dominik Hool, Javier Urena, Fredrick
Spears and Osamu Ohno

SERIAL NUMBER: 09/849,860

FILED: May 3, 2001

FOR: A DIAGNOSTIC SAMPLE TUBE
INCLUDING ANTI-ROTATION
APPARATUS

PATENT

ART UNIT NO.: 1743

EXAMINER: Dwayne K. Handy

ATTORNEY DOCKET NO.:
HCDI1787

1743
RECEIVED
DEC 10 2003
TC 1700

San Jose, California
December 1, 2003

I hereby certify that this Response A and all documents referred to as enclosed therein is being deposited with the United States Postal Service on December 1, 2003 in an envelope marked as First Class Mail addressed to Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Douglas A. Chaikin
Typed or printed name of person mailing paper or fee
Signature of person mailing paper

RESPONSE A TRANSMITTAL

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Response Transmittal is being submitted in response to the Office Action dated September 24, 2003, relating to the above-identified application. Reexamination and reconsideration of said application are respectfully requested. Please note that there was an error in the original submission of this case. The correct file number of this case is **HCDI1787**. The Office and the Examiner are requested to take note of this change.

ASSIGNMENT TRANSMITTAL
ATTORNEY DOCKET NO.: HCDI1787

December 1, 2003

Transmitted herewith is Response B in the above-identified application.

X Small entity status of this application under 37 CFR §1.9 and §1.27 has been established by a verified statement previously submitted.

A verified statement to establish small entity status under 37 CFR §1.9 and §1.27 is enclosed.

Fee for extension of time in the month.

X No additional fee is required.

The fee has been calculated as shown below:

| | (Col. 1) | | (Col. 2) | (Col. 3) |
|---|----------------------------------|-------|--------------------------------|---------------|
| | Claims Remaining After Amendment | | Highest No Previously Paid for | Present Extra |
| TOTAL | * 19 | MINUS | ** 21 | = 0 |
| INDEP. | * 4 | MINUS | *** 5 | = 0 |
| <u> </u> FIRST PRESENTATION OF MULTIPLE DEPENDANT CLAIM | | | | |

| SMALL ENTITY | |
|------------------|------------|
| RATE | ADDIT. FEE |
| X 11 = | \$ |
| X 39 = | \$ |
| +125 = | \$ |
| TOTAL ADDIT. FEE | \$0 |

| OTHER THAN SMALL ENTITY | |
|-------------------------|------------|
| RATE | ADDIT. FEE |
| X 22 = | \$ |
| X 78 = | \$ |
| +250 = | \$ |
| TOTAL ADDIT. FEE | \$0 |

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3

** If the "Highest number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

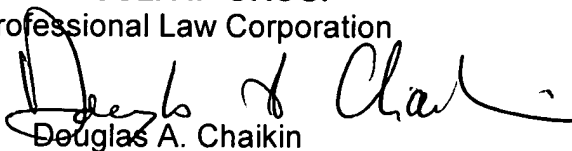
The total fee required with this communication is \$.00 and is provided as follows:

A check in the amount of \$.00 is attached. Check Number .

Respectfully submitted

PENINSULA IP GROUP

A Professional Law Corporation



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